IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.1193 OF 2003
IN
SUIT NO.1172 OF 2003

Champalaxmi J.Chokshi .. Plaintiffs

Vs.

Santosh Haribansh Singh and Ors. ..Defendants

Mr.Jokhim Reis i/b Yudunath Chowdhari for the plaintiffs

Mr.R.R.Sharma for defendant no.1 and 2

CORAM : S.U.KAMDAR, J
DATED : 16TH SEPTEMBER, 2005

P.C.:

. The learned counsel for the defendant makes a statement that the defendant will not disposess the plaintiff in respect of flat no.202B in Walkeshwar Ruby Premises Co-operative Housing Society, situated at 253, Walkeshwar Road, Mumbai - 400 006 without following due process of law. He however, makes it clear that he is entitled to possession and makes it clear that he will initiate his own proceedings in accordance with law. The learned counsel for the plaintiffs makes a statement that till the hearing and final disposal

of the suit, plaintiffs will not alienate, encumber or create third party right in respect of the aforesaid flat. With the aforesaid direction, motion disposed of accordingly. No order as to costs. All contentions on merits are kept open.